



UNITED STATES PATENT AND TRADEMARK OFFICE

fw
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/770,716	02/03/2004	Kwong Heng Kwok	PA030006	2288
7590	07/06/2007			
JOSEPH S. TRIPOLI THOMSON LICENSING INC. 2 INDEPENDENCE WAY P.O. BOX 5312 PRINCETON, NJ 08543-5312			EXAMINER JONES, HEATHER RAE	
			ART UNIT 2621	PAPER NUMBER
			MAIL DATE 07/06/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No.	Applicant(s)
	10/770,716	KWOK ET AL.
	Examiner	Art Unit
	Heather R. Jones	2621

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 03 February 2004.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-6 is/are pending in the application.
 - 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1-6 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 04 February 2003 is/are: a) accepted or b) objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO/SB/08)

Paper No(s)/Mail Date 2/3/2004.
- 4) Interview Summary (PTO-413)

Paper No(s)/Mail Date. _____.
- 5) Notice of Informal Patent Application
- 6) Other: _____.

DETAILED ACTION

Specification

1. The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1-6 are rejected under 35 U.S.C. 102(b) as being anticipated by Takimoto (U.S. Patent 5,966,496).

Regarding claim 1, Takimoto discloses a video recorder comprising: a source of a digital stream representing a video signal in one of a plurality of video standards; means for recording the digital stream on a medium as a recording among a plurality of recordings (col. 11, lines 61-63); means for recording an indicator of the video standard for the recording (col. 12, lines 8-11); means for detecting the video standard of the video signal thereby generating the indicator (Fig. 1; col. 3, lines 64-67).

Regarding claim 2, Takimoto discloses all the limitations as previously discussed with respect to claim 1 including that the recording means automatically starts a further recording when the detecting means detects a

change in the video standard (Fig. 3 – displays every track has a subcode that identifies the track's video standard, which means that one track cannot have more than one kind of video standard recorded in it. Therefore, a new track is created when the video standard changes.).

Regarding claim 3, Takimoto discloses a process for recording a digital stream on a medium as a recording among a plurality of recordings, the digital stream representing a video signal in one of a plurality of video standards, with the steps of: detecting the video standard of the video signal (Fig. 1; col. 3, lines 64-67); recording an indicator of the video standard for the recording (col. 12, lines 8-11).

Regarding claim 4, Takimoto discloses all the limitations as previously discussed with respect to claim 3 including the steps of: detecting a change in the video standard of the video signal (the CPU detects the video standard); recording the digital stream as a further recording (Fig. 3 – displays every track has a subcode that identifies the track's video standard, which means that one track cannot have more than one kind of video standard recorded in it. Therefore, a new track is created when the video standard changes.).

Regarding claim 5, Takimoto discloses a process for recording a digital stream on a medium, the digital stream representing a video signal in one of a plurality of video standards, with the steps of: recording the digital stream as a first recording (col. 11, lines 61-63); detecting a change from a first video standard to a second video standard (the CPU detects the video standard);

recording the digital stream as a second recording (Fig. 3 – displays every track has a subcode that identifies the track's video standard, which means that one track cannot have more than one kind of video standard recorded in it. Therefore, a new track is created when the video standard changes.).

Regarding claim 6, Takimoto discloses all the limitations as previously discussed with respect to claim 5 including the step of: recording an indicator of the second video standard for the second recording (Fig. 3; col. 12, lines 8-11 and 18-22 – displays every track has a subcode that identifies the track's video standard).

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
 - a. Lim et al. (U.S. Patent 6,269,218) discloses a reproduction apparatus that reads the information in the sequence header which exists in a first end of each track whenever a track is changed in order to determine if the track consists of PAL or NTSC bit streams.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Heather R. Jones whose telephone number is 571-272-7368. The examiner can normally be reached on Mon. - Thurs.: 7:00 am - 4:30 pm, and every other Fri.: 7:00 am - 3:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Miller can be reached on 571-272-7353. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Heather R Jones
Examiner
Art Unit 2621

HRJ
June 22, 2007



JOHN MILLER
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600